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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/733,548
Applicant : Hans Kappelhoff
Filed : 11 December 2003
Docket (atty ref.) No. : 09209-US
Title : GATHERING AND PICKING DEVICE

Moline, IL 61265

6 September 2006

Commissioner for Patents
P. O. Box 1450
Alexandria VA 22313-1450

Letter to the Examiner

Sir:

The above-identified application has now been withdrawn from abandonment by a Decision of the Board of Patent Appeals and Interferences.

Prosecution can now recommence.

The "Office Action" that was mailed in February, 2006 was an invalid action, since the application was legally abandoned at that time.

For that reason we have not responded *and shall not respond* to the February, 2006 Office Action.

Nor shall our failure to respond within six months of the February, 2006 Office Action be deemed an abandonment, since the Application was already abandoned and being appealed at the time the Office Action was issued.

Now that the application has been revived, we invite the Examiner to issue a new Office Action.

Any fees or charges due as a result of filing of the present paper may be charged against Deposit Account 04-0525. Two duplicates of this page are enclosed.

Respectfully,


Attorney for Applicant(s)

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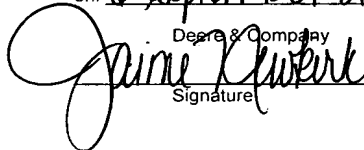
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on: 16 September 2006 Date

Deere & Company

Signature

Date

 6 September 2006